

COMMITTEE ON COMMERCE AND ECONOMIC DEVELOPMENT

SENATE AMENDMENTS TO S.B. 1502

(Reference to printed bill)

1 Page 1, line 5, after "OF" insert "NONHEALTH"

2 Line 7, after "Regulating" insert "nonhealth"

3 Lines 21 and 22, strike "OTHER MEANS IN A LESS RESTRICTIVE MANNER, INCLUDING
4 SIMPLE REGISTRATION,"

5 Line 25, strike "LEGISLATURE" insert "LEGISLATIVE COMMITTEE OF REFERENCE"

6 Line 27, strike "SHALL" insert "MAY"

7 Line 32, strike "LEGISLATURE" insert "LEGISLATIVE COMMITTEE OF REFERENCE"

8 Line 33, after "REGULATION" insert "SHALL BE IN THE LEAST RESTRICTIVE MANNER
9 AND"

10 Line 36, strike "LEGISLATURE" insert "LEGISLATIVE COMMITTEE OF REFERENCE"

11 After line 41, insert:

12 "32-4302. Applicant groups nonhealth professions and occupations;
13 written report

14 APPLICANT GROUPS SHALL SUBMIT A WRITTEN REPORT EXPLAINING THE FACTORS
15 PRESCRIBED IN SECTION 32-4303 TO THE JOINT LEGISLATIVE AUDIT COMMITTEE
16 ESTABLISHED PURSUANT TO SECTION 41-1279. THE REPORT SHALL BE SUBMITTED ON OR
17 BEFORE SEPTEMBER 1 PRIOR TO THE START OF THE LEGISLATIVE SESSION FOR WHICH
18 THE LEGISLATION IS PROPOSED. THE JOINT LEGISLATIVE AUDIT COMMITTEE SHALL
19 ASSIGN THE WRITTEN REPORT TO THE APPROPRIATE LEGISLATIVE COMMITTEE OF
20 REFERENCE. THE LEGISLATIVE COMMITTEE OF REFERENCE SHALL STUDY THE WRITTEN
21 REPORT AND DELIVER THE REPORT OF ITS RECOMMENDATIONS TO THE JOINT LEGISLATIVE
22 AUDIT COMMITTEE, THE SPEAKER OF THE HOUSE OF REPRESENTATIVES, THE PRESIDENT
23 OF THE SENATE, THE GOVERNOR AND, IF APPROPRIATE, THE REGULATORY ENTITY ON OR
24 BEFORE DECEMBER 1 OF THE YEAR IN WHICH THE REPORT IS SUBMITTED. LEGISLATIVE
25 COMMITTEES OF REFERENCE MAY HOLD HEARINGS AS THEY DEEM NECESSARY.

26 32-4303. Applicants for regulation; factors

27 APPLICANT GROUPS FOR REGULATION SHALL EXPLAIN EACH OF THE FOLLOWING
28 FACTORS TO THE EXTENT REQUESTED BY THE LEGISLATIVE COMMITTEES OF REFERENCE:

29 1. A DEFINITION OF THE PROBLEM AND WHY REGULATION IS NECESSARY.

- 1 2. THE EFFORTS MADE TO ADDRESS THE PROBLEM.
- 2 3. THE ALTERNATIVES CONSIDERED.
- 3 4. THE BENEFIT TO THE PUBLIC IF REGULATION IS GRANTED.
- 4 5. THE EXTENT TO WHICH REGULATION MIGHT HARM THE PUBLIC.
- 5 6. THE MAINTENANCE OF STANDARDS, INCLUDING:
 - 6 (a) WHETHER EFFECTIVE QUALITY ASSURANCE STANDARDS EXIST IN THE
 - 7 PROFESSION, SUCH AS LEGAL REQUIREMENTS ASSOCIATED WITH SPECIFIC PROGRAMS THAT
 - 8 DEFINE OR ENFORCE STANDARDS OR A CODE OF ETHICS.
 - 9 (b) HOW THE PROPOSED LEGISLATION WILL ASSURE QUALITY INCLUDING:
 - 10 (i) THE EXTENT TO WHICH A CODE OF ETHICS, IF ANY, WILL BE ADOPTED.
 - 11 (ii) THE GROUNDS FOR SUSPENSION OR REVOCATION OF REGISTRATION,
 - 12 CERTIFICATION OR LICENSURE.
- 13 7. A DESCRIPTION OF THE GROUP PROPOSED FOR REGULATION, INCLUDING A
- 14 LIST OF ASSOCIATIONS, ORGANIZATIONS AND OTHER GROUPS REPRESENTING THE
- 15 PRACTITIONERS IN THIS STATE, AN ESTIMATE OF THE NUMBER OF PRACTITIONERS IN
- 16 EACH GROUP AND WHETHER THE GROUPS REPRESENT DIFFERENT LEVELS OF PRACTICE.
- 17 8. THE EXPECTED COSTS OF REGULATION.”

18 Amend title to conform

2/26/08
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